

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:18-cv-01453-CKK**

GOOD FOOD INSTITUTE v. FOOD AND DRUG
ADMINISTRATION

Assigned to: Judge Colleen Kollar-Kotelly

Cause: 05:552 Freedom of Information Act

Date Filed: 06/20/2018

Jury Demand: None

Nature of Suit: 895 Freedom of

Information Act

Jurisdiction: U.S. Government Defendant

Plaintiff

GOOD FOOD INSTITUTE

represented by **Nigel A. Barrella**
LAW OFFICE OF NIGEL A.
BARRELLA
1001 Pennsylvania Avenue, NW
Suite 1300N
Washington, DC 20004
(202) 768-7510
Fax: (202) 204-3501
Email: nigel@barrellalaw.com
ATTORNEY TO BE NOTICED

V.

Defendant

**FOOD AND DRUG
ADMINISTRATION**

represented by **April Denise Seabrook**
U.S. ATTORNEY'S OFFICE FOR THE
DISTRICT OF COLUMBIA
555 Fourth Street, NW
Washington, DC 20530
(202) 252-2525
Fax: (202) 252-2599
Email: april.seabrook@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Joshua L. Rogers
U.S. ATTORNEY'S OFFICE FOR THE
DISTRICT OF COLUMBIA
555 Fourth Street, NW
Washington, DC 20530
(202) 252-2578
Fax: (202) 252-2599
Email: joshua.rogers3@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
06/20/2018	<u>1</u>	COMPLAINT against FOOD AND DRUG ADMINISTRATION (Filing fee \$ 400 receipt number 0090-5544342) filed by GOOD FOOD INSTITUTE. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Summons, # <u>3</u> Summons, # <u>4</u> Summons)(Barrella, Nigel) (Attachment 1 replaced on 6/20/2018) (zsth). (Entered: 06/20/2018)
06/20/2018	<u>2</u>	LCvR 7.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by GOOD FOOD INSTITUTE (Barrella, Nigel) (Entered: 06/20/2018)
06/20/2018		Case Assigned to Judge Colleen Kollar-Kotelly. (zsth) (Entered: 06/20/2018)
06/20/2018	<u>3</u>	SUMMONS (3) Issued Electronically as to FOOD AND DRUG ADMINISTRATION, U.S. Attorney and U.S. Attorney General (Attachments: # <u>1</u> Notice and Consent)(zsth)

		(Entered: 06/20/2018)
06/25/2018	<u>4</u>	ORDER ESTABLISHING PROCEDURES FOR CASES ASSIGNED TO JUDGE COLLEEN KOLLAR-KOTELLY. Signed by Judge Colleen Kollar-Kotelly on 06/25/2018. (DM) (Entered: 06/25/2018)
07/25/2018	<u>5</u>	ANSWER to Complaint by FOOD AND DRUG ADMINISTRATION.(Seabrook, April) (Entered: 07/25/2018)
07/26/2018	<u>6</u>	ORDER. The parties shall file a Joint Status Report by no later than AUGUST 16, 2018. Signed by Judge Colleen Kollar-Kotelly on 7/26/2018. (lcckk3) (Entered: 07/26/2018)
07/26/2018		Set/Reset Deadlines: Joint Status Report due by 8/16/2018. (dot) (Entered: 07/27/2018)
08/13/2018	<u>7</u>	NOTICE of Appearance by Joshua L. Rogers on behalf of FOOD AND DRUG ADMINISTRATION (Rogers, Joshua) (Entered: 08/13/2018)
08/16/2018	<u>8</u>	Joint STATUS REPORT by FOOD AND DRUG ADMINISTRATION. (Attachments: # <u>1</u> Text of Proposed Order)(Rogers, Joshua) (Entered: 08/16/2018)
08/17/2018		MINUTE ORDER. The Court is in receipt of the parties' <u>8</u> Joint Status Report. The parties represent that Defendant is still in the process of reviewing and producing records responsive to Plaintiff's FOIA request. Defendant estimates that it will complete its production prior to January 31, 2019. The parties further represent that, at this time, neither party anticipates filing dispositive motions. The parties are ORDERED to file a further Joint Status Report by no later than OCTOBER 15, 2018, updating the Court on the status of Defendant's processing of Plaintiff's FOIA request and whether the parties can address any remaining issues without further litigation. Signed by Judge Colleen Kollar-Kotelly on 8/17/2018. (lcckk3) (Entered: 08/17/2018)
08/17/2018		Set/Reset Deadlines: Joint Status Report due by 10/15/2018, updating the Court on the status of Defendant's processing of Plaintiff's FOIA request and whether the parties can address any remaining issues without further litigation. (zot) (Entered: 08/22/2018)
10/15/2018	<u>9</u>	Joint STATUS REPORT by GOOD FOOD INSTITUTE. (Attachments: # <u>1</u> Text of Proposed Order)(Barrella, Nigel) (Entered: 10/15/2018)
10/15/2018		MINUTE ORDER. The Court is in receipt of the parties' <u>9</u> Joint Status Report. The parties represent that the Defendant has disclosed numerous documents responsive to Plaintiff's FOIA request. Defendant represents that it has completed its search and will complete production prior to January 31, 2019. Neither party reports that it anticipates the need to file dispositive motions. The parties are ORDERED to file a further Joint Status Report by no later than JANUARY 31, 2019, updating the Court on the status of Defendant's processing of Plaintiff's FOIA request and whether the parties can address any remaining issues without further litigation. Signed by Judge Colleen Kollar-Kotelly on 10/15/2018. (lcckk3) (Entered: 10/15/2018)
10/15/2018		Set/Reset Deadlines: Joint Status Report due by 1/31/2019, updating the Court on the status of Defendant's processing of Plaintiff's FOIA request and whether the parties can address any remaining issues without further litigation. (dot) (Entered: 10/17/2018)
01/31/2019	<u>10</u>	Joint STATUS REPORT by FOOD AND DRUG ADMINISTRATION. (Rogers, Joshua) (Entered: 01/31/2019)
02/01/2019		MINUTE ORDER. The Court is in receipt of the parties' <u>10</u> Joint Status Report. The parties represent that the Defendant has disclosed numerous documents responsive to Plaintiff's FOIA request. Defendant is now confirming that both its search and its production are complete, though Plaintiff is not in a position to agree or disagree with this determination at this time. Neither party reports that it anticipates the need to file dispositive motions. The parties are ORDERED to file a further Joint Status Report by no later than MARCH 15, 2019, indicating whether the parties can address any remaining issues without further litigation. Signed by Judge Colleen Kollar-Kotelly on 2-1-2019. (lcckk3) (Entered: 02/01/2019)

02/01/2019		Set/Reset Deadlines: Joint Status Report due by 3/15/2019, indicating whether the parties can address any remaining issues without further litigation. (dot) (Entered: 02/04/2019)
03/15/2019	<u>11</u>	Joint STATUS REPORT by FOOD AND DRUG ADMINISTRATION. (Attachments: # <u>1</u> Text of Proposed Order)(Rogers, Joshua) (Entered: 03/15/2019)
03/18/2019		MINUTE ORDER. The Court is in receipt of the parties' <u>11</u> Joint Status Report. The parties represent that the Defendant has disclosed numerous documents responsive to Plaintiff's FOIA request. Defendant confirms that both its search and its production are complete, though Plaintiff is not in a position to agree or disagree with this determination at this time. Neither party reports that it anticipates the need to file dispositive motions. The parties are ORDERED to file a further Joint Status Report by no later than JUNE 21, 2019, indicating whether the parties can address any remaining issues without further litigation. Signed by Judge Colleen Kollar-Kotelly on 3/18/2019. (lcckk3) (Entered: 03/18/2019)
03/18/2019		Set/Reset Deadlines: Joint Status Report due by 6/21/2019, indicating whether the parties can address any remaining issues without further litigation. (dot) (Entered: 03/18/2019)
06/20/2019	<u>12</u>	Joint STATUS REPORT by FOOD AND DRUG ADMINISTRATION. (Attachments: # <u>1</u> Text of Proposed Order)(Rogers, Joshua) (Entered: 06/20/2019)
06/20/2019		MINUTE ORDER. The Court is in receipt of the parties' <u>12</u> Joint Status Report. The parties represent that the Defendant has disclosed numerous documents responsive to Plaintiff's FOIA request. Plaintiff has had the opportunity to review the records and raise questions; the parties are discussing Plaintiff's feedback to resolve any remaining issues. Neither party reports that it anticipates the need to file dispositive motions. The parties are ORDERED to file a further Joint Status Report by no later than JULY 26, 2019, indicating whether the parties can address any remaining issues without further litigation. Signed by Judge Colleen Kollar-Kotelly on 6/20/2019. (lcckk3) (Entered: 06/20/2019)
06/20/2019		Set/Reset Deadlines: Joint Status Report due by 7/26/2019, indicating whether the parties can address any remaining issues without further litigation. (dot) (Entered: 06/24/2019)
07/25/2019	<u>13</u>	Joint STATUS REPORT by FOOD AND DRUG ADMINISTRATION. (Rogers, Joshua) (Entered: 07/25/2019)
07/29/2019		MINUTE ORDER. The Court is in receipt of the parties' <u>13</u> Joint Status Report. Defendant reports that its search and production of records is complete. The parties are discussing the possibility of resolving all outstanding issues without further litigation. The Court ORDERS the parties to file another Joint Status Report on AUGUST 19, 2019, informing the Court of the parties' proposed next steps going forward. Signed by Judge Colleen Kollar-Kotelly on 7-29-2019. (lcckk3) (Entered: 07/29/2019)
07/29/2019		Set/Reset Deadlines: Joint Status Report due by 8/19/2019, informing the Court of the parties' proposed next steps going forward. (dot) (Entered: 07/30/2019)
08/19/2019	<u>14</u>	Joint STATUS REPORT by GOOD FOOD INSTITUTE. (Attachments: # <u>1</u> Text of Proposed Order)(Barrella, Nigel) (Entered: 08/19/2019)
08/20/2019		MINUTE ORDER. The Court is in receipt of the parties' <u>14</u> Joint Status Report. The parties report that they have agreed in principle on terms of settlement for this lawsuit. The parties require additional time to finalize a settlement involving dismissal. The Court ORDERS the parties to file another Joint Status Report on SEPTEMBER 18, 2019, updating the Court on the progress of the parties' settlement, if the parties have not filed for dismissal before that date. Signed by Judge Colleen Kollar-Kotelly on 8-20-2019. (lcckk3) (Entered: 08/20/2019)
08/20/2019		Set/Reset Deadlines: Joint Status Report due by 9/18/2019, updating the Court on the progress of the parties' settlement, if the parties have not filed for dismissal before that date. (dot) (Entered: 08/21/2019)
09/18/2019	<u>15</u>	STIPULATION of Dismissal by FOOD AND DRUG ADMINISTRATION. (Rogers, Joshua) (Entered: 09/18/2019)